

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Marcel (NMI) Charles)	File No.: EB-02-TP-264
AKA Marcel M. Charles)	NAL/Acct. No. 200232700021
AKA Mariel M. Charles)	FRN 0007-3086-12
AKA Joseph M. Charles)	
Immokalee, Florida)	

FORFEITURE ORDER

Adopted: January 31, 2003**Released: February 4, 2003**

By the Chief, Enforcement Bureau:

1. In this *Forfeiture Order* ("Order"), we issue a monetary forfeiture in the amount of ten thousand dollars (\$10,000) to Marcel (NMI) Charles, a.k.a. Marcel M. Charles, a.k.a. Mariel M. Charles, a.k.a. Joseph M. Charles ("Mr. Charles") for willful violation of Section 301 of the Communications Act of 1934, as amended ("Act").¹ The noted violation involves Mr. Charles's operation of an unlicensed radio station on the frequency 103.3 MHz.

2. On August 5, 2002, the District Director of the Commission's Tampa, Florida Field Office ("Tampa Office") issued a *Notice of Apparent Liability for Forfeiture* ("NAL") in the amount of \$10,000 to Mr. Charles.² Mr. Charles has not filed a response to the NAL. Based on the information before us, we affirm the forfeiture.

3. **ACCORDINGLY, IT IS ORDERED THAT**, pursuant to Section 503(b) of the Communications Act of 1934, as amended ("Act"),³ and Sections 0.111, 0.311 and 1.80(f)(4) of the Rules,⁴ Marcel Charles **IS LIABLE FOR A MONETARY FORFEITURE** in the amount of \$10,000 for willfully violating Section 301 of the Act.

4. Payment of the forfeiture shall be made in the manner provided for in Section 1.80 of the Rules within 30 days of the release of this *Order*. If the forfeiture is not paid within the period specified, the case may be referred to the Department of Justice for collection pursuant to Section 504(a) of the Act.⁵ Payment shall be made by mailing a check or similar instrument, payable to the order of the "Federal Communications Commission," to the Federal Communications Commission, P.O. Box 73482, Chicago, Illinois 60673-7482. The payment should note NAL/Acct. No. 200232700021 and FRN 0007-3086-12. Requests for full payment under an installment plan should be sent to: Chief, Revenue and Receivables Operations Group, 445 12th Street, S.W., Washington, D.C. 20554.⁶

¹ 47 U.S.C. § 301.

² *Notice of Apparent Liability for Forfeiture*, NAL/Acct. No. 200232700021 (Enf. Bur., Tampa Office, released August 5, 2002).

³ 47 U.S.C. § 503(b).

⁴ 47 C.F.R. §§ 0.111, 0.311, 1.80(f)(4).

⁵ 47 U.S.C. § 504(a).

⁶ See 47 C.F.R. § 1.1914.

5. **IT IS FURTHER ORDERED THAT** a copy of this *Order* shall be sent by first class mail and certified mail, return receipt requested, to Marcel Charles, 414 11th Street SE, Immokalee, Florida 34142 and 203 W. Main Street, Immokalee, Florida 34142.

FEDERAL COMMUNICATIONS COMMISSION

David H. Solomon
Chief, Enforcement Bureau